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<b>REQUEST FOR REFUND</b> UNDER 37 CFR § 1.28(a)  Address to: BOX Refund Division Assistant Commissioner for Patents Washington, D.C. 20231	Attorney Docket	AERX-115
	First Named Inventor	ANDERSON, GREGOR JOHN
	Application Number	10/506,959
	Filing Date	September 14, 2005
	Group Art Unit	To Be Assigned
	Confirmation No.	To Be Assigned
	Examiner Name	To Be Assigned
Title: "NOVEL DEVICE"		

Sir:

This is a request for a refund under 37 CFR § 1.28(a) for one half of the large entity filing fee of \$1390.00 which was charged to our Deposit Account No. 50-0815, as shown on our statement dated September 30, 2004 for the above-identified application. A copy of the monthly statement in which the charge appears is included with this request.

On September 7, 2004, we submitted a 371 National Phase Patent Application Transmittal erroneously indicating the above referenced patent application as a Large Entity. Upon receipt of the formal documents for filing the Response to the Missing Requirements, our client informed us that the above-reference case was entitled to Small Entity status. The undersigned hereby asserts that Applicants are entitled to Small Entity Status as defined under 37 CFR 1.27. This request for refund is being submitted within three months of the date we were informed of the error in entity status.

Please deposit the refund in the amount of \$695.00 into Deposit Account No. 50-0815.

Respectfully submitted,  
 BOZICEVIC, FIELD & FRANCIS LLP

Date:

4/10/05

By:

Karl Bozicevic

Registration No. 28,807

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